IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

WEDNESDAY, THE 22ND AUGUST 2007 / 31ST SRAVANA 1929

WP(C).No. 14718 of 2004(B)

PETITIONER:

SHRI.SOMASEKHARAN NAIR, AGED 51,
S/O. NARAYANA PILLAI, KUNNATHU VEEDU,
AYOOR MURI, EDAMULACKAL VILLAGE, KOLLAM.

BY ADV. SRI.C.VARGHESE KURIAKOSE
SRI.PRAVEEN K.JOY

RESPONDENTS:
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1. THE DIRECTOR OF SURVEYS,
THIRUVANANTHAPURAM.

2. THE DEPUTY DIRECTOR OF SURVEYS, KOLLAM.

3. SMT.RAHAMMA, D/O. BHAVANI AMMA,
GANAPATHYVILAKATHU VEETTIL, PORADOM MURI,
CHADAYAMANGALAM VILLAGE, KOLLAM.

BY ADV. SRI.G.P.SHINOD
SRI.K.SURESH BABU (PUNALUR)
SRI.RAM MOHAN.G.
SRI.MANU V.
GOVERNMENT PLEADER SMT.T.B.RAMANI

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 22/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

tss

W.P.(C) NO. 14718/2004

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE ORDER DT. 1.10.97 IN OS. NO.415/1997, IN FAVOUR OF THE PETITIONER, FILE OF MUNSIFF COURT OF PUNALUR.

EXT.P2:- COPY OF THE ORDER DT. 9.12.2003 IN WP(C) NO.34818/03 OF THE HONOURABLE HIGH COURT.

EXT.P3:- COPY OF THE BASIC TAX RECEIPT ISSUED IN FAVOUR OF THE PETITIONER. DT.22.9.02.

EXT.P4:- COPY OF THE POSSESSION CERTIFICATE ISSUED BY VILLAGE OFFICERR, EDAMULACKAL, DT. 28.5.02.

EXT.P5:- COPY OF THE SKETCH PREPARED BY THE VILLAGE OFFICER DT. NIL.

EXT.P6:- COPY OF THE ORDER DT. 17.4.04.

EXT.P7:- COPY OF THE APPEAL MEMORANDUM SUBMITTED BEFORE 1ST RESPONDENT. DT. 7.5.04.

EXT.P8:- COPY OF THE STAY PETITION DT. 7.5.04.

/TRUE COPY/

tss

K.BALAKRISHNAN NAIR, J.

W.P.(C).No.14718 of 2004-B

Dated this the 22nd day of August, 2007.

J U D G M E N T

The petitioner is aggrieved by Ext.P6 order. But, against that order he has preferred Ext.P7 appeal before the Director of Surveys. In view of the above, it is unnecessary for this court to consider the validity of Ext.P6. Accordingly, the first respondent is directed consider and pass orders on Ext.P7, if the same is received and pending, within two months from the date of receipt of a copy of this judgment, after affording an opportunity of being heard to the petitioner and the third respondent.

The Writ Petition is disposed of as above.

K.BALAKRISHNAN NAIR, JUDGE.

MS